

1 Joseph Lavi, Esq. (SBN. 209776)
2 Vincent C. Granberry, Esq. (SBN 276483)
3 Melissa A. Huether, Esq. (SBN 316604)
4 **LAVI & EBRAHIMIAN, LLP**
5 8889 W. Olympic Blvd., Suite 200
6 Beverly Hills, California 90211
7 Telephone: (310) 432-0000
8 Facsimile: (310) 432-0001
9 Emails: jlavi@lelawfirm.com
10 vgranberry@lelawfirm.com
11 mhuether@lelawfirm.com
12 wht3@lelawfirm.com

13 Attorneys for Plaintiff ALVIN GOMEZ,
14 on behalf of himself and others similarly situated

15 Jordan C. Lee (SBN 295395)
16 Michael A. Gehret (SBN 247869)
17 **ARMSTRONG TEASDALE LLP**
18 800 Boylston Street, 30th Floor
19 Boston, MA 02199
20 Telephone: (617) 824.5150
21 Facsimile: (617) 831.8490
22 jlee@atllp.com
23 mgehret@atllp.com
24 Attorneys for Defendant
25 Freedom Forever LLC

26 **UNITED STATES DISTRICT COURT**
27 **CENTRAL DISTRICT OF CALIFORNIA**

28 ALVIN GOMEZ, on behalf of himself
and others similarly situated,

Plaintiff,

vs.

FREEDOM FOREVER LLC, a
Delaware limited liability company;
and DOES 1 to 10, inclusive,

Defendants.

Case No.: 2:22-cv-02115-GW-KSx

[Complaint Filed: February 15, 2022]

**JOINT STIPULATION TO
REMAND ACTION TO LOS
ANGELES SUPERIOR COURT**

Hon. Judge George Wu

1 This stipulation is entered between Plaintiff ALVIN GOMEZ
2 (“Plaintiff”) and Defendant FREEDOM FOREVER LLC (“Defendant”)
3 (collectively the “Parties”), by and through their counsel of record. This stipulation
4 and agreement is made with reference to the following facts:

5 WHEREAS, Plaintiff filed a Class Action Complaint against Defendant
6 in the Los Angeles County Superior Court, Case No. 22STCV05814, alleging the
7 following causes of action against Defendant: (1) failure to authorize or permit
8 meal periods in violation of Labor Code Sections 512 and 226.7; (2) failure to
9 authorize or permit to authorize or permit rest periods to aggrieved employees in
10 violation of Labor Code Section 226; (3) failure to timely pay earned wages during
11 employment to in violation of Labor Code Section 204; (4) failure to provide
12 complete and accurate wage statements in violation of Labor Code Section 226; (5)
13 failure to pay all earned wages and final paychecks due at time of separation in
14 violation of Labor Code Sections 201, 202, and 203; and (6) unfair business
15 practices in violation of Business and Professions Code Sections 17200, et seq (the
16 “Action”) on February 15, 2022. Plaintiff’s Complaint seeks to assert claims on
17 behalf of all current and former hourly non-exempt employees employed by
18 Defendants at the Commerce, California location at any time from February 15,
19 2018 to the present;

20 WHEREAS, Defendant removed the Action to this Court under the
21 Class Action Fairness Act of 2005 (28 U.S.C. § 1332(d)) on March 30, 2022 (Dkt.
22 1);

23 WHEREAS, Defendant filed an Answer to the Action on April 6, 2022
24 (Dkt. 10);

25 WHEREAS, on April 29, 2022, Plaintiff filed his Motion to Remand
26 (Dkt. 12);

27 WHEREAS, on May 16, 2022, Defendant filed a Notice of Non-
28 Opposition to Plaintiff’s Motion to Remand;

1 WHEREAS, on May 31, 2022, the Court entered an Order Requiring
2 Further Information (Dkt. 20) directing the Parties to be prepared to discuss certain
3 items relating to Plaintiff's Motion to Remand at the hearing scheduled for June 6,
4 2022 at 2:30 p.m.;

5 WHEREAS, the Parties have reviewed the Court's Order Requiring
6 Further Information and have agreed to stipulate to remand the Action back to the
7 Los Angeles County Superior Court and to an award of attorneys' fees in the
8 amount of \$6,000.00 to Plaintiff's counsel.

9 NOW, THEREFORE, IT IS HEREBY STIPULATED, subject to the
10 Court's approval, that:

- 11 1. The Action shall be remanded to California Superior Court for the County
12 of Los Angeles.
- 13 2. Defendant is to pay Plaintiff's counsel attorneys' fees in the amount of
14 \$6,000.00 within twenty (20) calendar days of the entry of the order
15 granting remand.

16 Dated: June 3, 2022

17 LAVI & EBRAHIMIAN, LLP

18
19 By /s/ Melissa A. Huether

20 MELISSA A. HUETHER
21 Attorney for PLAINTIFF Alvin Gomez

22 Dated: June 3, 2022

23 ARMSTRONG TEASDALE LLP

24
25 By 

26 Jordan C. Lee

27 Attorney for DEFENDANT Freedom Forever
28 LLC

Attestation

Pursuant to Local Rule 5-4.3.4(a)(2)(i), I attest that all other signatories listed,
and on whose behalf the filing is submitted, concur in the filing's content and have
authorized the filing.

Dated: June 3, 2022

/s/ Melissa A. Huether

Melissa A. Huether